

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 35433

STATE OF IDAHO,)	2009 Unpublished Opinion No. 640
)	
Plaintiff-Respondent,)	Filed: October 15, 2009
)	
v.)	Stephen W. Kenyon, Clerk
)	
JULIAN SAM LINDSAY,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Timothy Hansen, District Judge.

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of one year, for felony domestic violence, affirmed.

Molly J. Huskey, State Appellate Public Defender; Diane M. Walker, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Jessica M. Lorello, Deputy Attorney General, Boise, for respondent.

Before GUTIERREZ, Judge; GRATTON, Judge;
and MELANSON, Judge

PER CURIAM

Julian Sam Lindsay pled guilty to felony domestic violence. Idaho Code §§ 18-903, 18-918(2). The district court sentenced Lindsay to a unified term of ten years, with a minimum period of confinement of one year and retained jurisdiction. Following the retained jurisdiction period, the district court suspended Lindsay's sentence and placed him on supervised probation for a period of ten years. Lindsay appeals asserting that the district court's nine-year indeterminate portion of the suspended sentence is excessive.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. See *State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-

15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Lindsay's judgment of conviction and sentence are affirmed.